

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants:	Gert Johannes van Taak Nieuwoudt) Conf. No.: Not Yet Assigned
Int. Appln. No.:	PCT/IB02/00541)
International Filing:	February 25, 2002)
Title:	CULTIVATION OF PLANTS)
Group Art Unit:	Not Yet Assigned)
Examiner:	Not Yet Assigned)
Docket No.:	83339)
Cust. No.:	22242)

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STATUS INQUIRY

Dear Sir:

Inquiry is made as to the status of the above-referenced patent application, filed August 19, 2004, for the above-identified PCT application. A copy of Transmittal and Express Mail label receipt is attached. We have never received the stamped return post card and are inquiring as to the Serial No. of the application.

Respectfully submitted,

FITCH, EVEN, TABIN & FLANNERY

Kenneth H. Samples
Registration No. 25,747

Date: **11/5/04**

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**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371**

ATTORNEY DOCKET NUMBER

83339

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.
PCT/IB02/00541

INTERNATIONAL FILING DATE
February 25, 2002

PRIORITY DATE CLAIMED
February 26, 2001

TITLE OF INVENTION
CULTIVATION OF PLANTS

APPLICANT(S) FOR DO/EO/US

Nieuwoudt, Gert Johannes van Taak

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. Please do not delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. The US has been elected (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. is attached hereto (required only if not communicated by the International Bureau).
 - b. has been communicated by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. is attached hereto.
 - b. has been previously submitted under 35 U.S.C. 154(d)(4).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. are attached hereto (required only if not communicated by the International Bureau).
 - b. have been communicated by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). (**Unsigned**)
10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 20. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A Preliminary Amendment.
14. An Application Data Sheet under 37 CFR 1.76.
15. A substitute specification.
16. A power of attorney and/or change of address letter.
17. A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. Other items or information: **International Search Report, International Examination Report, International Publication No. WO 02/067661 A2 of September 6, 2002 and Form PCT/1B/317 (Withdrawal of Priority Claim).**

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ROGER V. SEWELL

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Roger V. Sewell

(Signature of person mailing)

U.S. APPLICATION NO. (<i>if known, see 37 CFR 1.5</i>)	INTERNATIONAL APPLICATION NO. PCT/IB02/00541	ATTORNEY DOCKET NUMBER 83339		
17. <input checked="" type="checkbox"/> The following fees are submitted:		<u>CALCULATIONS PTO USE ONLY</u>		
BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):				
Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO		\$1080.00		
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO		\$ 920.00		
International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO		\$ 770.00		
International preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)		\$ 730.00		
International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4)		\$ 100.00		
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 920.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	15	- 20 = 0	x \$18.00	\$ 0.00
Independent Claims	3	- 3 = 0	x \$86.00	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			\$290.00	\$ 0.00
TOTAL OF ABOVE CALCULATIONS =			\$ 920.00	
Applicant(s) assert entitlement to Small Entity Status (37 CFR 1.27), thus reducing the filing fee by half to:			\$ 460.00	
SUBTOTAL =			\$ 460.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).			\$	
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Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.			\$	
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18. <input checked="" type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.				
19. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 06-1135 in the amount of \$ <u>460.00</u> to cover the above fees. A duplicate copy of this sheet is enclosed. (<i>Trans. No. 17071</i>).				
20. <input checked="" type="checkbox"/> The Director is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-1135. A duplicate copy of this sheet is enclosed.				
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.				
SEND ALL CORRESPONDENCE TO:				
FITCH, EVEN, TABIN & FLANNERY 120 South LaSalle Street, Suite 1600 Chicago, IL 60603-3406 U.S.A.		<u>Kenneth H. Samples</u> SIGNATURE <u>Kenneth H. Samples</u> NAME <u>25,747</u> REGISTRATION NUMBER		
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